

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Mercedes Bayon	Team: Team # 4	CCRB Case #: 201112464	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 09/27/2011 6:00 AM	Location of Incident: § 87(2)(b)	Precinct: 67	18 Mo. SOL 3/27/2013	EO SOL 3/27/2013	
Date/Time CV Reported Tue, 09/27/2011 8:29 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 09/27/2011 8:29 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. SGT Edward Babington	00426	932283	INT CIS
2. POM George Bonner	17284	926653	ESS 05
3. Officers			ESU

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DTS Gregory Jeanbaptiste	06454	904206	067 PCT
2. LT Mauvin Bute	00000	920064	067 PCT
3. LT Timothy Edwards	00000	922299	067 PCT
4. POM Daniel Insogna	28713	925500	067 PCT
5. POM Peter Morales	28322	916267	067 PCT
6. POM Marlon Guthrie	16947	928442	067 PCT
7. POM Zahid Mehmood	08879	936049	067 PCT
8. POM Jonathan Cruz	24463	936408	067 PCT
9. POM Jeffrey Lipes	04423	927085	067 PCT

Officer(s)	Allegation	Investigator Recommendation
A.SGT Edward Babington	Abuse: Sgt. Edward Babington supervised the entry and search of § 87(2)(b) in Brooklyn.	
B.POM George Bonner	Discourtesy: PO George Bonner spoke rudely to § 87(2)(b)	
C.POM George Bonner	Force: PO George Bonner tightly handcuffed § 87(2)(b)	
D.POM George Bonner	Abuse: PO George Bonner damaged § 87(2)(b)'s property.	
E. Officers	Force: Officers used physical force against § 87(2)(b)	

Case Summary

On September 27, 2011, § 87(2)(b) filed this complaint with the CCRB via the telephone (encl. 7-10).

On September 27, 2011, at approximately 6:00am, Sgt. Edmund Babington supervised the entry and search of § 87(2)(b) in Brooklyn. The following allegations resulted:

- **Allegation A: Abuse of Authority-** Sgt. Edward Babington supervised the entry and search of § 87(2)(b) in Brooklyn.

§ 87(2)(g)

- **Allegation B: Discourtesy-** PO George Bonner spoke rudely to § 87(2)(b)
- **Allegation C: Force-** PO George Bonner tightly handcuffed § 87(2)(b)

§ 87(2)(g)

- **Allegation D: Abuse of Authority-** PO George Bonner damaged § 87(2)(b)'s property.

§ 87(2)(g)

- **Allegation E: Force-** Officers used physical force against § 87(2)(b)

§ 87(2)(g)

Results of Investigation

Civilian Statement(s)

Complainant/Victim: § 87(2)(b)

- *At the time of the incident, § 87(2)(b) was § 87(2)(b)-old. § 87(2)(b) is a black female who stands 5'2" tall and weighs 145 pounds with black hair and dark brown eyes.* § 87(2)(b)

CCRB Statement: (encl. 14-19)

On September 27, 2011, § 87(2)(b) provided an initial statement and on September 29, 2012, she provided a brief telephone statement. On October 6, 2011, § 87(2)(b) was interviewed in-person at the CCRB. § 87(2)(g) On September 27, 2011, between the hours of 6:00am and 6:30am, § 87(2)(b) was inside of her home located at § 87(2)(b) in Brooklyn. § 87(2)(b) resides in a private home, which has a basement, 1st floor and 2nd floor. § 87(2)(b) was asleep in the basement with her § 87(2)(b) year-old daughter, § 87(2)(b) and her § 87(2)(b)-old son, § 87(2)(b) § 87(2)(b) described that there is a stairwell that descends from the 1st floor down to the basement. At the foot of the steps is a small hallway and two bedroom doors. The bedroom to the left is § 87(2)(b)'s bedroom and the one to the right is § 87(2)(b)'s bedroom. Also in the basement is a bathroom. § 87(2)(b) was asleep in her bedroom and § 87(2)(b) was asleep in her bedroom with § 87(2)(b) Asleep on the first floor was § 87(2)(b)'s mother, § 87(2)(b) who is § 87(2)(b) old, § 87(2)(b)'s son, § 87(2)(b) who is § 87(2)(b)

years old and his girlfriend § 87(2)(b) who is § 87(2)(b) old. § 87(2)(b) heard a loud commotion coming from the 1st floor, which woke her up. § 87(2)(b) stated that at about 6:00am, either she or § 87(2)(b) unlock the entrance to their home because some parents drop off their children earlier than the time her daycare opens. Therefore, at the time § 87(2)(b) heard the commotion, she believed that parents were dropping their children off early. § 87(2)(b) got out of her bed and began to walk up the steps from the basement to the 1st floor at which time an officer dressed in a SWAT uniform with a vest and a helmet, who she described as a white male about 6'2" tall and 200 or more pounds, identified through the investigation as PO George Bonner, appeared with his gun drawn and told § 87(2)(b) "Don't move! Don't fucking move!" § 87(2)(b) put her hands up and PO Bonner told her "Get the fuck down on the floor." He placed her in plastic handcuffs, which were tight and caused her pain to her wrists. § 87(2)(b) informed PO Bonner that the handcuffs were too tight and he then re-tightened them. PO Bonner took her down the stairs, and she stood in the small hallway outside of the two bedrooms. At this time § 87(2)(b) exited her room and PO Bonner placed her in handcuffs.

PO Bonner then entered § 87(2)(b)'s room at which time § 87(2)(b) told him, "Please don't damage anything. I will have to pay for anything you damage." PO Bonner told her to, "Shut the fuck up." § 87(2)(b) described that there is a large wood dressers in § 87(2)(b)'s bedroom, which has four doors and body length mirrors attached to the front of each door. PO Bonner grabbed each of the four doors and intentionally pulled them off of the dresser and threw them to the ground, but did not search through the dresser. § 87(2)(b) did not provide any photographs of the alleged damage. PO Bonner then walked over to § 87(2)(b)'s bed and threw the bed over; however, § 87(2)(b) did not see him do this, she only saw the bed thrown on the floor. PO Bonner then directed § 87(2)(b) and § 87(2)(b) into § 87(2)(b)'s bedroom. § 87(2)(b) was seated on the bed and no officer interacted with him. § 87(2)(b) stated that she was in her night gown and she did not feel comfortable being dressed as such in front of PO Bonner. She asked PO Bonner if he could put a blanket on her to cover her and he responded by telling her to "Shut the fuck up."

A few moments later, two more officers, Sgt. Ed Babington, who she described as a white male officer, about 6'0" tall, heavy set and bald, identified through the investigation as Sgt. Edward Babington, and a black officer, who she could not further describe and did not interact with, came down to the basement. At this time PO Bonner went upstairs. § 87(2)(b) obtained Sgt. Babington's name because he provided her with his name. Sgt. Babington turned away from § 87(2)(b) because she was not properly dressed. Sgt. Babington asked her if she wanted something to cover herself with and he then covered her with a t-shirt. § 87(2)(b) asked to see the warrant and Sgt. Babington then presented her with the search warrant. The search warrant listed her address and stated that the officers were looking for marijuana and firearms. § 87(2)(b) told Sgt. Babington that her wrists were hurting from the handcuffs at which time he cut the handcuffs off of her. § 87(2)(b) stood up and noticed that she was bleeding due to her menstrual cycle. Sgt. Babington allowed her to go to the bathroom in the basement and she was able to clean herself and put on appropriate attire. When she returned from the bathroom, she sat on her bed and turned on a monitor she had which showed a recording from a camera that is located in the front of her home facing the entrance. § 87(2)(b) looked at the monitor and observed that § 87(2)(b) and § 87(2)(b) were being taken out of the house in handcuffs. § 87(2)(b) asked Sgt. Babington why they were being arrested and Sgt. Babington informed her that they had completed the search and found marijuana as well as a BB gun on the first floor. § 87(2)(b) and § 87(2)(b) were the only individuals arrested. The officers then left. § 87(2)(b) went to the 67th Precinct stationhouse, but was not given any information regarding § 87(2)(b) s or § 87(2)(b)

§ 87(2)(b)'s arrest. However, she was informed that they were going to be taken to Central Booking. Later that day, § 87(2)(b) went to Central Booking and waited for them to see the judge; however, § 87(2)(b) and § 87(2)(b) were released without having to see the judge.

§ 87(2)(b) later informed § 87(2)(b) that when the officers entered his room, they pulled him off of his bed and threw him against the wall. § 87(2)(b) was present in the bedroom and observed this. She stated that there is a camera in the front of her home, which only recorded the officers gaining entry to her home and then exiting.

Victim: § 87(2)(b)

- *At the time of the incident, § 87(2)(b) was § 87(2)(b) old. He is a black male who stands 5'7" tall and weighs 130 pounds with black hair and dark brown eyes.* § 87(2)(b)

Telephone Statement: (encl. 11)

On October 21, 2012, § 87(2)(b) provided a brief telephone statement. A formal statement was not obtained from § 87(2)(b) as he missed two interviews on October 27, 2012 and November 10, 2012, without calling to cancel or reschedule. On September 27, 2011, at approximately 6:00am, § 87(2)(b) was asleep in his bedroom with his girlfriend, § 87(2)(b). § 87(2)(b) heard loud banging noises and within a few seconds, approximately 6 officers in SWAT uniforms kicked open his door and entered his bedroom. § 87(2)(b) could not describe any of these officers because their uniforms covered their faces. They were wearing black uniforms with vests and helmets. One of the officers screamed "Put your hands up, don't move." § 87(2)(b) and § 87(2)(b) complied and put their hands up. This same officer then grabbed § 87(2)(b) by his arm, pulled him off of his bed, walked him to the kitchen, threw him against the wall face first and handcuffed him. § 87(2)(b) stated that this was forcefully done and when he hit his face against the wall, his forehead made contact. He did not incur any injuries as a result, but he had a headache for the rest of the day. § 87(2)(b) was then taken to the living room by another officer dressed in street clothes and seated in a chair. § 87(2)(b) did not see what occurred with § 87(2)(b) except that she was brought into the living room in handcuffs a few minutes after him by another officer who was dressed in street clothes. The officers were inside of the location for approximately a half hour to an hour. § 87(2)(b) and § 87(2)(b) were then taken to the 67th Precinct stationhouse and then to Central Booking. § 87(2)(b) believes they were charged with § 87(2)(b). He did not know what or if the officers found anything inside of his home. They were both released from Central Booking without having to see a judge.

Witness: § 87(2)(b)

- *At the time of the incident § 87(2)(b) was § 87(2)(b) old. § 87(2)(b) is a black female who stands 5'6" tall and weighs 130 pounds with black hair and brown eyes.* § 87(2)(b)

Telephone Statement: (encl. 12)

On October 21, 2011, § 87(2)(b) provided a brief telephone statement. A formal statement was not obtained from § 87(2)(b) as she missed two interviews, on October 27, 2012 and November 10, 2012, without calling to cancel or reschedule. § 87(2)(g) she made no mention of the physical force as she was not a witness to this. § 87(2)(g)

Attempts to Contact Civilians (encl. 53-59)

On October 21, 2011, the undersigned investigator spoke to § 87(2)(b) who stated that she did not want to participate with the investigation. On October 21, 2011, § 87(2)(b) refused to speak with the undersigned investigator. On October 31, 2011, § 87(2)(b) scheduled an interview for November 10, 2011; however, she missed the interview without calling to cancel or reschedule. Between November 14, 2012 and November 28, 2012, the undersigned investigator called § 87(2)(b) three more times leaving a voicemail message on each occasion. The undersigned investigator also mailed § 87(2)(b) a please call letter on October 12, 2011, and missed appointment letter November 10, 2012. § 87(2)(b) failed to contact the CCRB and thus a formal statement was not obtained. None of the letters have not been returned to the CCRB by the United States Postal Service.

NYPD Statement(s):

Subject Officer: SGT EDWARD BABINGTON

- *At the time of the incident, Sgt. Babington was § 87(2)(b) old. He is a white male who stands 6'3" tall and weighs 240 pounds. Sgt. Babington is bald with green eyes.*
- *Sgt. Babington was assigned to supervise the execution of a search warrant. He worked with Det. Jeanbaptiste. He worked from 4:30am until 1:05pm in plainclothes.*

Memo Book: (encl. 20-23)

Sgt. Babington's memo book entries state that at 5:55am he was en route to § 87(2)(b). At 6:05am the ESU apprehension team gained entry and at 6:16am, Det. Jeanbaptiste conducted an internal search and recovered a firearm and 13 pills of a controlled substance. At 7:20am, § 87(2)(b) and § 87(2)(b) were arrested. At 7:23am, Sgt. Babington spoke to § 87(2)(b) and provided her with a copy of the search warrant. He noted that at 7:30am the premises was secured with minimal damage to the front door. At 8:15am, an Accident City Report was prepared for the incident after Sgt. Babington spoke with § 87(2)(b) about the damage to the door. § 87(2)(b) was provided with a copy of this report.

CCRB Statement: (encl. 24-25)

On February 21, 2012, Sgt. Edward Babington was interviewed in-person at the CCRB. On September 27, 2011, at 6:00am, Sgt. Babington and the members of the 67th Precinct (who are listed on the tactical plan) and members of the ESU apprehension team executed a search warrant inside of § 87(2)(b). Sgt. Babington specified that only four of the members from the 67th Precinct, who were wearing raid jackets, actually entered the location. The ESU officers entered first to safeguard the location. Sgt. Babington heard the ESU officers tell everyone to get down; however, he did not hear any officers use discourteous language or use any profanity. He specifically did not hear any officers state, "Shut the fuck up," "Get the fuck down on the floor," or any other discourteous statements. Once the location was secured and everyone was placed in handcuffs, Sgt. Babington and members of the 67th Precinct entered the location. Sgt. Babington observed § 87(2)(b) and his girlfriend, § 87(2)(b) on the first floor in handcuffs. Sgt. Babington went into the basement and observed § 87(2)(b) and § 87(2)(b) sitting in a bedroom in the basement. Sgt. Babington interacted with § 87(2)(b). Sgt. Babington presented her with the search warrant and explained what was occurring. Sgt. Babington did not recall if another officer was with him in the basement. Sgt. Babington did not see who handcuffed § 87(2)(b) and did not know of any officers who re-tightened her handcuffs. He stated that § 87(2)(b) was in metal handcuffs, she was not

in plastic handcuffs. He did not remove her handcuffs and she did not complain of pain to her wrists.

After speaking with § 87(2)(b) Sgt. Babington went upstairs to the first floor to begin the search of the location. Sgt. Babington did not observe any property being damaged in the basement and § 87(2)(b) did not complain of any damages. Sgt. Babington was solely aware of the damage made to the front door when ESU gained entry. At the conclusion of the search, Sgt. Babington spoke with § 87(2)(b) about the damage to the door and she did not allege any other damages. Sgt. Babington also later spoke to § 87(2)(b) when she arrived at the 67th Precinct and he provided her with a copy of the Accident City Involved paperwork regarding the damages.

A gun and 13 pills of a controlled substance were recovered during the search from the first floor. § 87(2)(b) and § 87(2)(b) Prescott were arrested and removed from the location. However, Sgt. Babington did not observe them being handcuffed and did not see any officers use physical force against § 87(2)(b)

Subject Officer: PO GEORGE BONNER

- *At the time of the incident, PO Bonner was § 87(2)(b) old. He is a white male who stands 6'6" tall and weighs 255 pounds with brown hair and hazel eyes.*
- *PO Bonner worked with the ESU apprehension team assigned to ram and handcuffs. He worked in uniform from 4:00am until 2:35pm.*

Memo Book: (encl. 26-27)

PO Bonner's memo book states that at 4:00am he was present for duty to conduct a search warrant at § 87(2)(b) He handcuffed two females in the basement of the location.

CCRB Statement: (encl. 28-29)

On May 11, 2012, PO Bonner was interviewed at the CCRB. PO Bonner did not have a recollection of this incident. He stated that he conducts many search warrants and does not remember this specific incident. PO Bonner was provided with a brief synopsis of this incident and also shown a photograph of § 87(2)(b) however, this did not refresh his memory. PO Bonner stated that according to his memo book he used the RAM to gain entry into the location and was the officer who went downstairs into the basement and handcuffed § 87(2)(b) and § 87(2)(b) He did not recall if there was a § 87(2)(b) old male child present. He denied damaging any property, denied tightening either female's handcuffs or using profanity. He denied stating, "Get the fuck down on the floor" or "Shut the fuck up." He stated that he may have entered alone into the basement and once the civilians were handcuffed he would have left them in the custody of the 67th Precinct field team. He was not in possession of the search warrant. He denied observing any officers use force against anyone or using profanity towards anyone and he did not hear any civilian ask any officer for a search warrant.

Witness Officer: DET GREGORY JEAN-BAPTISTE

- *At the time of the incident, Det. Jean-Baptiste was § 87(2)(b) old. He is a black male who stands 5'7" tall and weighs 190 pounds. He is bald with brown eyes.*
- *Det. Jean-Baptiste executed a search warrant with Sgt. Babington and other field team members. He was assigned as the arresting officer. He worked from 4:00am until 12:35pm in plainclothes.*

Memo Book: (encl. 30-31)

Det. Jean-Baptiste's memo book entries state that at 5:55am he was en route to § 87(2)(b). At 6:05 am entry was made by ESU apprehension team and at 6:15 the search was conducted. At 7:15am, drugs and an M190 firearm was recovered from the location. At 7:20am, § 87(2)(b) and § 87(2)(b) were under arrest.

Arrest Reports: (encl. 32-35)

Det. Jean-Baptiste prepared arrest report number § 87(2)(b) for § 87(2)(b) and arrest report number § 87(2)(b) for § 87(2)(b). Both reports had identical narratives as follows: "§ 87(2)(a) 160.50
§ 87(2)(b)
§ 87(2)(b)

CCRB Statement: (encl. 36-37)

On March 15, 2012, Det. Jean-Baptiste was interviewed in-person at the CCRB. On September 27, 2011, at approximately 6:00am, a search warrant was executed inside of § 87(2)(b). Unidentified ESU officers from the apprehension team gained entry into the location while members of the 67th Precinct field team awaited outside. The ESU officers entered and secured the location. The 67th Precinct field team entered the location, but he did not recall who specifically entered, who remained outside or which officers interacted with which civilian. Det. Jean-Baptiste did not recall if there were any damages to the door. He stated that he observed cameras on the outside of the location near the entrance, but he nor any other officers tampered with these cameras. Upon entering the location, Det. Jean-Baptiste observed § 87(2)(b) and § 87(2)(b) in handcuffs and seated in the kitchen. He did not observe who placed them in handcuffs and did not hear any discourteous language being used towards them or during their apprehension prior to him entering the location. Det. Jean-Baptiste was unaware of any physical force used against them to place them under arrest.

Det. Jean-Baptiste did not recall if the search of the location ensued while § 87(2)(b) and § 87(2)(b) were inside of the location, but he stated that a firearm had been retrieved from the location as well as narcotics, which consisted of pills. These items were recovered from the first floor, where § 87(2)(b) and § 87(2)(b) were apprehended. They were both taken out of the location and placed in the prisoner van. Det. Jean-Baptiste did not transport them out to the prisoner van and did not recall who did so. Det. Jean-Baptiste stated that at some point, § 87(2)(b) and § 87(2)(b) came upstairs and spoke with Sgt. Babington, but he did not know the details of their conversation. He never interacted with either of the civilians. He stated that he did search the first floor and basement. He did not recall if § 87(2)(b) or § 87(2)(b) were upstairs or in the basement when he conducted the search. He did not know if they were shown the search warrant, or whether they asked to see it. He did not see them being placed in handcuffs as this was done by unknown ESU officers prior to him entering the location. He was not aware of any damages to any property in the basement and stated that he did not tightened § 87(2)(b) handcuffs and did not observe any officer do so either. Det. Jean-Baptiste denied that he used any profanity towards anyone and denied hearing any officers using profanity towards anyone.

After the search was conducted, Det. Jean-Baptiste left the location with the rest of the field members and transported § 87(2)(b) and § 87(2)(b) to the stationhouse. § 87(2)(b) and § 87(2)(b) remained at the location and neither of them were arrested.

NYPD Document(s)

Search Warrant No. § 87(2)(b) (encl. 38)

A valid search warrant was located for § 87(2)(b) in Brooklyn. Sgt. Edward Babington was the supervising sergeant and Det. Gregory Jean-Baptiste was the officer who requested the search warrant.

Pre-Execution Warrant (encl. 39-40)

The pre-execution warrant stated that the entry into the location will be made by ESU and once the location is deemed safe, 67th Precinct personnel will enter and assume command.

Post-Execution Warrant (encl. 41)

The post-execution warrant states that firearms and drugs were recovered from a bedroom on the first floor and that there was minimal damage to any structure with all door/locks being examined before vacating the location. The report further stated that the target location included the entire first floor and basement of the location. § 87(2)(b) was apprehended inside of the kitchen and § 87(2)(b) was apprehended inside of § 87(2)(b)'s bedroom. An elderly female in the front bedroom was not apprehended. § 87(2)(b) and § 87(2)(b) were not charged with the contraband found on the first floor. An Accident City Involved report was prepared for the front door, which was examined by Sgt. Babington who noted minimal damage.

ESU Warrant Execution Supplemental Report (encl. 42-43)

The report identified PO Bonner, of ESU, who handcuffed § 87(2)(b) and § 87(2)(b) in the basement, leaving § 87(2)(b) who was in the basement, unhandcuffed.

Vouchers (encl. 44-45)

Det. Jean-Baptiste prepared voucher number § 87(2)(b) for 1 plastic bag containing eleven round pills, 1 plastic bag containing 2 oval pills. Det. Jean-Baptiste also prepared voucher number § 87(2)(b) for 1 black 6mm special force firearm. Both of the above were vouchered as arrest evidence.

Other Evidence

Accident Report-City Involved (encl. 46)

Sgt. Babington prepared this report for minimal damage to the front door, which was examined prior to leaving the location. He noted that both the door frame and lock were still functional.

Summons/Arrest for Incident and Disposition (encl. 47-52)

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

§ 87(2)(b)

Status of Civil Proceedings (encl. 46a)

- § 87(2)(b) has not filed a Notice of Claim with the City of New York as of May 23, 2012, with regard to the incident.

Civilian(s) Criminal History (encl. 47-52)

- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
[REDACTED]
- As of May 23, 2012, the Booking Arraignment and Disposition system reveal no criminal convictions for § 87(2)(b) and § 87(2)(b)

Civilian(s) CCRB History (encl. 3-6)

- § 87(2)(b) has filed the following CCRB complaints, in which § 87(2)(b) and § 87(2)(b) have been party:
 - § 87(2)(b)
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
- § 87(2)(b) has not filed or been party to any CCRB complaints.

Subject Officer(s) CCRB History (encl. 1-2)

- Sgt. Babington has been a member of the service for 8 years and there are three substantiated CCRB allegations against him:
 - In CCRB 200715224, an entry allegation was substantiated against Sgt. Babington. The CCRB recommended charged, but the NYPD did not discipline Sgt. Babington.
 - In CCRB 200815654, an entry allegation, property damage allegations and seizure of property allegation were substantiated against Sgt. Babington. The CCRB recommended charges; however, the NYPD did not discipline Sgt. Babington.
- PO Bonner has been a member of the service for 11 years and there is one substantiated CCRB allegation against him:
 - In CCRB 200803100, a discourtesy action allegation was substantiated against PO Bonner. The CCRB recommended instructions and the NYPD disposition was command discipline B.

Conclusion

Allegations Not Pleaded

§ 87(2)(g)
[REDACTED]
[REDACTED]

Identification of Subject Officer(s)

§ 87(2)(b) identified Sgt. Edward Babington by name during her formal interview and he confirmed his involvement in this incident and was the supervisor on the scene. § 87(2)(g)
[REDACTED] § 87(2)(b) alleged that a white male officer dressed in SWAT uniform, who entered the basement, used discourteous language towards her, tightened her handcuffs and damaged her property. According to the ESU tactical plan, PO Bonner, who is a white male, is the only officer who entered the basement and handcuffed § 87(2)(b) and § 87(2)(b) § 87(2)(g)
[REDACTED] Additionally, § 87(2)(b) alleged that unknown officers used physical force against

him. § 87(2)(g)

Investigative Findings and Recommendations

Allegation A: Abuse of Authority- Sgt. Edward Babington supervised the entry and search of § 87(2)(b) in Brooklyn.

§ 87(2)(b) alleged that officers entered and searched her home located at § 87(2)(b) in Brooklyn. § 87(2)(b), § 87(2)(g)

Allegation B: Discourtesy- PO George Bonner spoke rudely to § 87(2)(b)

§ 87(2)(b) alleged that PO Bonner made several discourteous statements including, "Don't move! Don't fucking move!" and "Get the fuck down on the floor." § 87(2)(b) alleged that these statements were made upon PO Bonner entering the basement area. Although these statements are permissible when executing a search warrant, § 87(2)(b) further alleged that when she asked PO Bonner, who was the only officer in the basement at the time, if she could cover herself with a blanket and asked him not to damage her property, he responded "Shut the fuck up." § 87(2)(b) did not allege this during her telephone statement and failed to provide a formal statement. During PO Bonner's CCRB testimony he denied using any discourteous statements. § 87(2)(g)

Allegation C: Force- PO George Bonner tightly handcuffed § 87(2)(b)

§ 87(2)(b) alleged that after she was handcuffed by PO Bonner, she informed him that the handcuffs were too tight and he then tightened them. According to § 87(2)(b) she and PO Bonner were on the stairway and there were no other witnesses because § 87(2)(b) came out of her bedroom after this allegedly occurred. PO Bonner denied that he tightened § 87(2)(b)'s handcuffs and neither Sgt. Babington nor Det. Jean-Baptiste acknowledged this. § 87(2)(g)

Allegation D: Abuse of Authority- PO George Bonner damaged § 87(2)(b)'s property.

According to § 87(2)(b) when PO Bonner was in the basement, she asked him not to damage her property. She alleged that PO Bonner entered one of the basement bedrooms and tore off the doors to a wooden dresser and then threw them onto the floor. Since § 87(2)(b) did not cooperate with the investigation, the CCRB was unable to corroborate this. PO Bonner denied damaging any property and specifically denied breaking the doors to a wooden dresser. According to Sgt. Babington, an Accident Report-City Involved was prepared, which noted the damages as the result of the search, which solely included minimal damage to the front door. According to Sgt. Babington, the minimal damage to the front door was the only damage that occurred during the execution of the search warrant. He denied that any officer damaged a dresser and stated that § 87(2)(b) did not complain of this and that she was shown the accident report that was prepared for the front door. Additionally, § 87(2)(b) failed to provide any

documentation of the alleged damages to the dresser. § 87(2)(g)

Allegation E: Force- Officers used physical force against § 87(2)(b)

§ 87(2)(b) alleged that unknown officers entered his bedroom, pulled him off of his bed, took him to the kitchen and threw him against the wall face first. However, § 87(2)(b) failed to appear for two scheduled interviews on October 27, 2011 and November 10, 2011 without calling to cancel or reschedule. § 87(2)(g)

Team: 4

Investigator:	<u>Mercedes Bayon</u>	<u></u>
Signature	Print	Date

Supervisor:	<u></u>	<u></u>
Title/Signature	Print	Date

Reviewer:	<u></u>	<u></u>
Title/Signature	Print	Date

Reviewer:	<u></u>	<u></u>
Title/Signature	Print	Date